

## Amendment to Resolution 282

Proposed by: Pete Leshner

Introduced by: Mr. Callahan, Mr. Divilio, Mr. Leshner, Mr. Pack, Ms. Price

Date: February 11, 2020

**A RESOLUTION TO AMEND THE TALBOT COUNTY COMPREHENSIVE WATER AND SEWER PLAN TO RECLASSIFY AND REMAP REAL PROPERTY LOCATED AT 24500 ROLLES RANGE ROAD, ST. MICHAELS, MARYLAND 21663, FURTHER DESCRIBED AS TAX MAP 23, PARCEL 41, FROM UNPROGRAMMED TO "S-1" IMMEDIATE PRIORITY STATUS**

Proposed Amendments: The amendments proposed to the Resolution are as follows:

### KEY

Underlining.....Added to Resolution by amendment

~~Strikethrough~~.....Deleted from Resolution by amendment

\* \* \* .....Existing Resolution unaffected

\* \* \*

**WHEREAS**, in accordance with the requirements of Environment Article § 9-506(a)(1), Md. Ann. Code, the proposed amendment has been submitted to the Talbot County Planning Commission and the Talbot County Public Works Advisory Board for review for consistency with planning programs for the area. Before the County Council may adopt the proposed amendment, the Talbot County Planning Commission must first certify that the amendment is consistent with the 2016 Talbot County Comprehensive Plan.

WHEREAS, on February 5, 2020, the Talbot County Planning Commission held a hearing to determine if this Resolution, as drafted, is consistent with the Comprehensive Plan. At such hearing, the Owner agreed to amend his request such that only a portion of the Property will be reclassified and remapped from the current classification of unprogrammed to "S-1" immediate priority status, as reflected in the Amended Exhibit A attached hereto. The Planning Commission



found such amended request consistent with the Comprehensive Plan and referred this matter back to the County Council for further action.

**NOW, THEREFORE, BE IT RESOLVED BY THE COUNTY COUNCIL OF TALBOT COUNTY, MARYLAND,** that the Talbot County Comprehensive Water and Sewer Plan shall be and is hereby amended as follows:

**SECTION ONE:** The above recitals are hereby incorporated as if fully set forth herein.

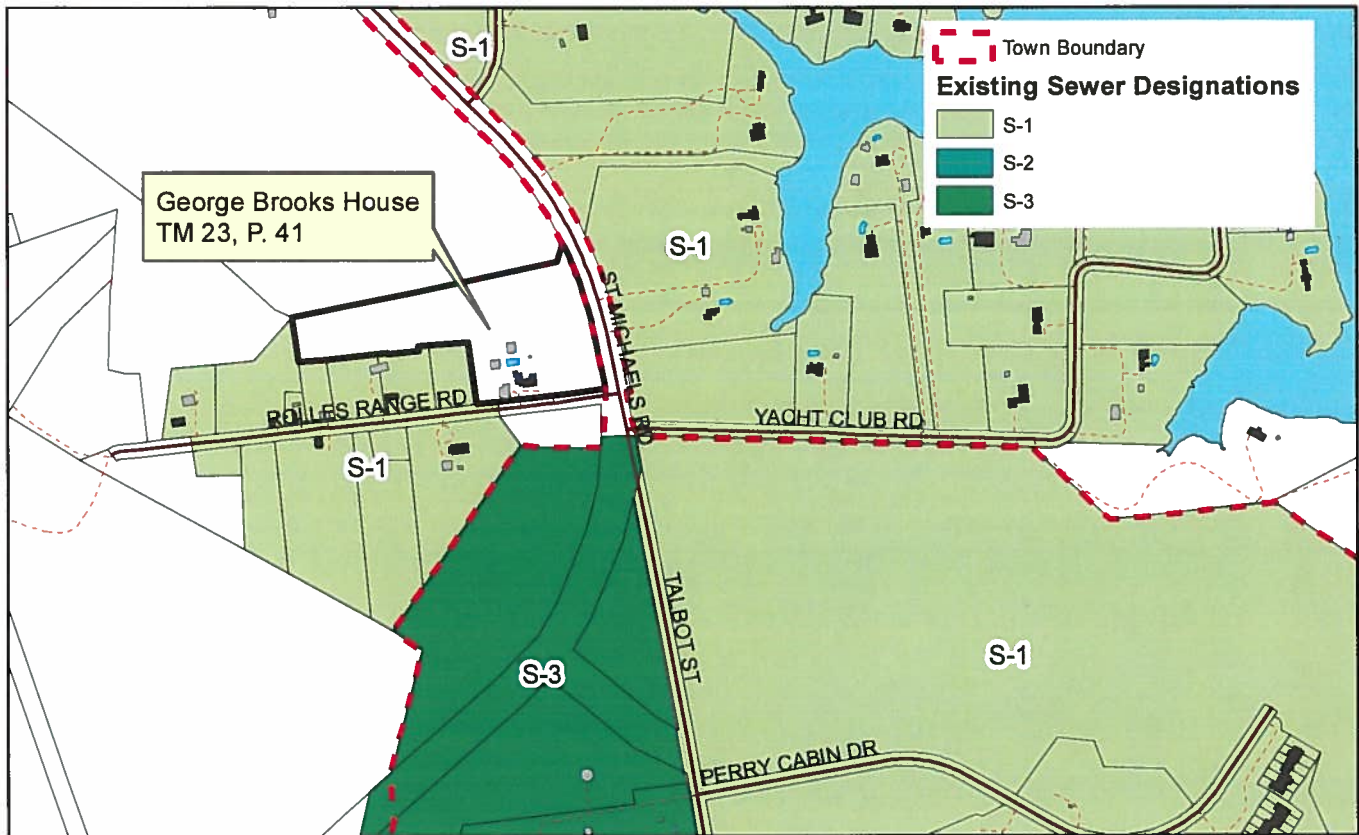
**SECTION TWO:** The Talbot County Comprehensive Water and Sewer Plan (the “**Plan**”) is amended to reclassify and remap a portion of the Property from the current classification of unprogrammed to “S-1” immediate priority status, as shown and described on the *Comprehensive Water and Sewer Plan Worksheet* prepared by the Talbot County Department of Public Works, dated ~~September 6, 2019~~February 11, 2020, and attached hereto as Amended Exhibit “A”; and,

\* \* \*

Purpose: The purpose of this Amendment is to change the area to be mapped as a part of the S-1 immediate priority status for sewer from the entire Property to the portion of the property that includes buildings that are currently permitted for occupancy and to leave the remainder of the property as unprogrammed as it is currently mapped.

Amendment non-substantive: An amended ordinance cannot be deemed to be a new or different one unless it enlarges or narrows the scope of the original ordinance to such an extent that the ordinance as enacted can be said to be misleading in a substantial manner in its final form. Amendments that do not defeat the original purpose of the ordinance are not so substantial as to become a new ordinance. *Ajamian v. Montgomery County*, 99 Md. App. 665, 684-685 (1994). This Amendment is non-substantive under the foregoing test.

## Existing Sewer Service Area



## Proposed Sewer Service Area

